

# MEMORANDUM

Agenda Item No. 11(A)(1)

---

**TO:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**DATE:** September 3, 2014

**FROM:** R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Resolution directing County Mayor to conduct a study of the traffic impacts of certain types of pedestrian oriented mixed-use developments and whether the Road Impact Fee should be modified for future pedestrian oriented mixed-use developments

---

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Esteban L. Bovo, Jr.

  
\_\_\_\_\_  
R. A. Cuevas, Jr.  
County Attorney

RAC/smm



# MEMORANDUM

(Revised)

**TO:** Honorable Chairwoman Rebeca Sosa  
and Members, Board of County Commissioners

**DATE:** September 3, 2014

**FROM:**   
R. A. Cuevas, Jr.  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(1)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_ ) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor

Agenda Item No. 11(A)(1)

Veto \_\_\_\_\_

9-3-14

Override \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

RESOLUTION DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO CONDUCT A STUDY OF THE TRAFFIC IMPACTS OF CERTAIN TYPES OF PEDESTRIAN ORIENTED MIXED-USE DEVELOPMENTS AND WHETHER THE ROAD IMPACT FEE SHOULD BE MODIFIED FOR FUTURE PEDESTRIAN ORIENTED MIXED-USE DEVELOPMENTS TO ACCOUNT FOR INTERNAL TRIPS AND INCLUDE RECOMMENDATIONS ON MODIFYING THE ROAD IMPACT FEE IN A REPORT TO THE BOARD

**WHEREAS**, Miami-Dade County Comprehensive Plan encourages pedestrian oriented mixed-use development to, among other things, reduce overall traffic impacts; and

**WHEREAS**, the traditional approach for assessing the impact fee has been to apportion mixed-use development for determining the Road Impact Fee by separately considering each use within a mixed-use development; and

**WHEREAS**, calculating the Road Impact Fee by separately considering each use within a mixed-use development may not properly account for internal trips for certain types of pedestrian oriented mixed-use developments; and

**WHEREAS**, the Road Impact Fee Schedule (Section 33E-8, of the Code of Miami-Dade County) does not include separate consideration of pedestrian orientated mixed-use developments; and

**WHEREAS**, a study is needed to determine whether it is appropriate to modify the Road Impact Fee to provide in the Road Impact Fee Schedule a separate calculation of the impact fee for certain types of pedestrian oriented mixed-use developments,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:**

**Section 1.** The foregoing recitals are incorporated in this resolution and are approved.

**Section 2.** This Board directs the County Mayor or Mayor's designee to study the traffic impacts associated with pedestrian oriented mixed-use developments, and whether the Road Impact Fee should be modified to separately consider this type of use.

**Section 3.** The County Mayor shall submit and present the report to this Board within one-hundred eighty (180) days from the effective date of this resolution.

The Prime Sponsor of the foregoing resolution is Commissioner Esteban L. Bovo, Jr. It was offered by Commissioner \_\_\_\_\_, who moved its adoption. The motion was seconded by Commissioner \_\_\_\_\_ and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman

Lynda Bell, Vice Chair

Bruno A. Barreiro

Jose "Pepe" Diaz

Sally A. Heyman

Jean Monestime

Sen. Javier D. Souto

Juan C. Zapata

Esteban L. Bovo, Jr.

Audrey M. Edmonson

Barbara J. Jordan

Dennis C. Moss

Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 3<sup>rd</sup> day of September, 2014. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: \_\_\_\_\_  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

CAC

Craig H. Coller